THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.6789 OF 2007

DATED: 03-04-2007

BETWEEN

C. Shivaji Naik, S/o. Topu Naik,
Occ: Jr. Clerk, C. Railway,
R/o. Rly. Qtr. H.No.58-A,
Eadi Junction, Gulbarga District.

...PETITIONER

AND

State of Andhra Pradesh,
Rep. by Secretary to the Government,
Department of Tribal Welfare,
Secretariat, Hyderabad and others.

...RESPONDENTS

ORDER:

Petitioner submits that against an order passed by the Collector and District Magistrate, Ananthapur, dated 07.06.2006 canceling the caste certificate issued to him by the then Tahsildar, Puttaparthi on 17.11.1984, an appeal has been filed before the first respondent, which was received on 17.03.2007. He seeks a Writ of Mandamus to direct the first respondent to consider and dispose the said appeal.

2. I am not inclined to express any opinion as to whether the said appeal has been filed within time; as to whether the appeal is maintainable and as to whether the delay may be condoned or not. However, having regard to the facts and circumstances of the case, the first respondent is directed to consider and dispose the appeal in accordance with law, as expeditiously as possible, preferably, within a period of eight (8) weeks from the date of

receipt of a copy of this order.

The writ petition is accordingly disposed of. There shall be no order as to costs.

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V. ESWARAIAH, J

April 3, 2007
DSK